

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USPA ACCESSORIES LLC d/b/a  
CONCEPT ONE,

Plaintiff,

-against-

MAINLAND HEADWEAR HOLDINGS,  
LTD.,

Defendant.

Case No. 08CV2155 (RJS)

STIPULATION

WHEREAS, the Complaint in the above action was filed with the Court on March 4, 2008, and a Summons was issued on that same day; and

WHEREAS, the parties' attorneys have consulted and the attorneys for Defendant Mainland Headwear Holdings, Ltd. have agreed to accept service of the Summons and Complaint on behalf of the Defendant;

IT IS HEREBY STIPULATED AND AGREED, by and between the parties hereto and their respective undersigned attorneys, that Wormser, Kiely, Galef & Jacobs LLP, attorneys for Defendant Mainland Headwear Holdings, Ltd. hereby accept service of the Summons and Complaint, both dated March 4, 2008 in the above action, such service to be effective on Thursday, March <sup>20</sup>~~19~~, 2008; and

IT IS FURTHER STIPULATED AND AGREED, that no additional service of the Summons and Complaint on Defendant is required to be effective under Fed. R. Civ. P. 4 or to commence the time to serve and file a responsive pleading under Fed. R. Civ. P. 12; and


IT IS FURTHER STIPULATED AND AGREED, that facsimile or scanned signatures

*JK*  
*gm*

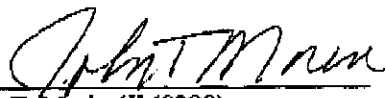
will be deemed originals for the purposes of this stipulation.

Dated: New York, New York  
March 13, 2008

**IRA DANIEL TOKAYER, ESQ.**  
**Attorney for all Plaintiff**

By:   
Ira Daniel Tokayer (JT4734)  
42 West 38<sup>th</sup> Street, Suite 802  
New York, New York 10018  
(212) 695-5230

**WORMSER, KIELY, GALEF & JACOBS LLP**  
**Attorneys for Defendant**

By:   
John T. Morin (JM0390)  
Jennifer L. Marlborough (JM4303)  
825 Third Avenue, 26<sup>th</sup> Floor  
New York, New York 10022  
(212) 687-4900